

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

M. GARCIA, et al.,	:	CIVIL ACTION
Plaintiffs	:	
	:	
vs.	:	NO. 13-6316
	:	
WILLIAM NUNN, et al.,	:	
Defendants	:	

ORDER

AND NOW, this 23rd day of September, 2015, upon consideration of the motion to dismiss of Defendants Weiss Markets and Alaco Services (Document #24), the plaintiffs' response thereto (Document #26), and the defendants' reply (Document #33), **IT IS HEREBY ORDERED** that the motion is **GRANTED** in part and **DENIED** in part.

IT IS FURTHER ORDERED that:

1. The motion is **GRANTED** as to Defendant Weis Markets.
2. Defendant Weis Markets is **DISMISSED** from this action.
3. The motion is **DENIED** as to Defendant Alaco Services.
4. The motion is **DENIED** as to the claims for unpaid overtime compensation.
5. The remaining defendants shall respond to the plaintiffs' motion to certify class (Document #15) within ten days of the date of this Order.

BY THE COURT:

/s/ Lawrence F. Stengel
LAWRENCE F. STENGEL, J.